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HOUSE BILL 794

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY
Kandy Cordova

AN ACT

RELATING TO ELECTIONS; AUTHORIZING THE ELECTRONIC
AUTHENTICATION OF ELECTRONICALLY FILED CAMPAIGN REPORTS BY USE
OF AN ELECTRONIC SIGNATURE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 1-19-31 NMSA 1978 (being Laws 1979,
Chapter 360, Section 7, as amended) is amended to read:

"1-19-31. CONTENTS OF REPORT.--

A. Each required report of expenditures and
contributions shall be typed or printed legibly, or on a
computer disc or format approved by the secretary of state, and
shall include:

- (1) the name and address of the person or
entity to whom an expenditure was made or from whom a
contribution was received, except as provided for anonymous

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[bracketed material] = delete

1 contributions or contributions received from special events as
2 provided in Section 1-19-34 NMSA 1978; provided that for
3 contributors, the name of the entity or the first and last
4 names of any individual shall be the full name of the entity or
5 individual, and initials only shall not constitute a full name
6 unless that is the complete legal name;

7 (2) the occupation or type of business of any
8 person or entity making contributions of two hundred fifty
9 dollars (\$250) or more in the aggregate per election;

10 (3) the amount of the expenditure or
11 contribution or value thereof;

12 (4) the purpose of the expenditure; and

13 (5) the date the expenditure was made or the
14 contribution was received.

15 B. The report of expenditures and contributions
16 shall be subscribed and sworn to by the candidate or the
17 treasurer of the political committee. If the report of
18 expenditures and contributions is filed [~~in an~~] electronically
19 [~~readable format~~], the report shall be [~~subscribed and sworn to~~
20 ~~in an independent affidavit signed~~] electronically
21 authenticated by the candidate or the treasurer of the
22 political committee [~~and delivered to the secretary of state~~
23 ~~within forty-eight hours after the report is electronically~~
24 ~~filed~~] using an electronic signature as prescribed by the
25 secretary of state in conformance with the Electronic

.152320.3

1 Authentication of Documents Act and the Uniform Electronic
2 Transactions Act. For the purposes of the Campaign Reporting
3 Act, a report that is electronically authenticated in
4 accordance with the provisions of this subsection shall be
5 deemed to have been subscribed and sworn to by the candidate or
6 the treasurer of the political committee that was required to
7 file the report.

8 C. Each report shall contain an opening and closing
9 cash balance for the bank account maintained by the reporting
10 individual during the reporting period and the name of the
11 financial institution.

12 D. Each report shall specify the amount of each
13 unpaid debt and the identity of the person to whom the debt is
14 owed."

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